



In the application of:

Dae Sik Kim

Serial No.: 09/973,855

Filed: October 9, 2001

For: APPARATUS AND METHOD FOR DELAY
BOUND WEIGHTED ROUND ROBIN CELL
SCHEDULING IN ASYNCHRONOUS
TRANSFER MODE SWITCH

Examiner:

Phuongchau Ba Nguyen

Group Art Unit: 2665

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:
 - a. Comments on Statements of Reasons for Allowance
 - b. Issue Fee Transmittal
 - c. Return Receipt Postcard
2. With respect to additional fees:
☒ A check in the amount of \$1700.00 is enclosed.
3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10 (Express Mail): The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as Express Mail (Express Mail No. EV722673250US) in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

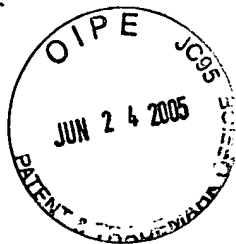
Respectfully submitted,

Date: June 24, 2005

By:

Robert J. Irvine III
Reg. No. 41,865

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 04-1008-A)

In the application of:

Dae Sik Kim

Serial No.: 09/973,855

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P.O. Box 1450
Alexandria, Virginia 22313-1450

COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE

Dear Sir:

In the Notice of Allowability mailed on March 28, 2005, the Examiner included a Statement of Reasons for Allowance. The Applicant expresses appreciation for allowing the present application.

Further, the Applicant notes the Examiner's reasons for allowance, but respectfully submits that reasons for allowance are only warranted in instances in which the record of the prosecution as a whole does not make clear his or her reasons for

allowing a claim or claims. In the present case, however, the Applicant believes that the record is clear.

Further, the Examiner's statement appears to be a paraphrase that includes a subset of elements of the allowed claims of the application. Therefore, the Applicant respectfully submits that these reasons for allowance are inappropriate. In this regard, the Applicant further respectfully submits that each claim of the application should be construed in view of the overall combination of elements claimed, and not limited in scope to the specific elements referenced in the Examiner's Statement of Reasons for Allowance. Therefore, the Applicant submits that the statement by the Examiner is unwarranted.

Respectfully Submitted,

June 24, 2005

A handwritten signature in black ink, appearing to read 'Robert J. Irvine III', is written over a horizontal line.

Robert J. Irvine III
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